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9
10 **UNITED STATES DISTRICT COURT**
11 **EASTERN DISTRICT OF WASHINGTON**

12 FEDERAL TRADE COMMISSION,

13 Plaintiff,

14 vs.

15 MERCHANT SERVICES DIRECT,
16 LLC, a Washington Limited Liability
17 Company, also dba SPHYRA, INC.;
18 BOOST COMMERCE, INC., a Texas
19 Corporation; GENERATION Y
20 INVESTMENTS, LLC, a Washington
21 Limited Liability Company; KYLE
22 LAWSON DOVE, individually and as an
officer of MERCHANT SERVICES
DIRECT, LLC, BOOST COMMERCE,
INC., and GENERATION Y
INVESTMENTS, LLC; and SHANE
PATRICK HURLEY, individually and
as an officer of MERCHANT
SERVICES DIRECT, LLC, BOOST
COMMERCE, INC., and
GENERATION Y INVESTMENTS,
LLC,

23 Defendants.

13-CV-00279-TOR

14 **DECLARATION OF JODI**
15 **DINEEN**

16 I, Jodi Dineen, declare under penalty of perjury as follows:

17 **DECLARATION OF**
18 **JODI DINEEN - 1**

19 **ETTER, McMAHON, LAMBERSON,**
CLARY & ORESKOVICH, P.C.

20 618 WEST RIVERSIDE AVENUE, SUITE 210
21 SPOKANE, WASHINGTON 99201 (509) 747-9100

1. I am over 18 years old and competent to testify herein. I am a paralegal at the law firm of Etter, McMahon, Lamberson, Clary & Oreskovich, P.C., and am working on the Federal Trade Commission case. On August 7, 2013, I was tasked with reviewing over 2100 pages of complaints we received from the Federal Trade Commission that were referenced in FTC Investigator Amy Brannon-Quale's declaration. I also reviewed BBB employee Kristopher Byrum's declaration and information from the BBB website.

2. I understand that Ms. Brannon-Quale has described 113 non-duplicative complaints. Of the 113 complaints, 60 were made to the BBB in Spokane and forwarded to the FTC. Stated differently, the FTC has only 53 separate complaints from the BBB.

DATED this 9th day of August, 2013.

Jodi L. Dineen
JODI L. DINEEN

**DECLARATION OF
JODI DINEEN - 2**

ETTER, McMAHON, LAMBERSON,
CLARY & ORESKOVICH, P.C.

618 WEST RIVERSIDE AVENUE, SUITE 210
SPOKANE, WASHINGTON 99201 (509) 747-9100

CERTIFICATE OF SERVICE

I hereby certify that on the 8th day of August, 2013, I electronically filed the following documents:

Declaration of Shane Hurley

with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to the following:

Jennifer Larabee
915 Second Avenue, Suite 2896
Seattle, WA 98174
jlarabee@ftc.gov

Nadine Samter
915 Second Avenue, Suite 2896
Seattle, WA 98174
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/s/Carl J. Oreskovich
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Attorney for Shane Patrick Hurley

**DECLARATION OF
JODI DINEEN - 3**

ETTER, McMAHON, LAMBERSON,
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